



HIGH COURT OF CHHATTISGARH, BILASPUR

(DIVISION BENCH)

**CORAM: HON'BLE SHRI JAGDISH BHALLA, ACTING C.J. &
HON'BLE SHRI DILIP RAOSAHEB DESHMUKH, J.**

Writ Petition (S) No.3312 of 2007

PETITIONER : Smt. Kasturba Bai, W/o Late Shri
Budhram Sendre, Age about 52 Years,
Housewife, R/O at : C/o Tekchand
Somaji Bopche, Near Durg Mandir,
New Khursipar, Zone - II, BHILAI
District : Durg

-Versus-

RESPONDENTS : 1. Union of India, Through : The General
Manager, South East Central Railway,
Bilaspur Zone, G.M. Office, P.O. -
BILASPUR - 495001(CG)
: 2. The Divisional Personnel Officer,
South East Central Railway, Nagpur
Division, D.R.M. Office, P.O. NAGPUR
- 440001 (MS)
: 3. Central Administrative Tribunal,
Through : The Registrar, Central
Administrative Tribunal, Jabalpur
Bench, Civil Lines, JABALPUR (MP)

**WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF
INDIA FOR ISSUANCE OF APPROPRIATE ORDER AND WRIT IN THE
NATURE OF CERTIORARY, MANDAMUS ETC.**

Present:

Shri B.P.Rao, Counsel for the petitioner.

Shri Amit Choudhary, Counsel for Railway Administration.

ORAL ORDER

(Passed on 15.06.2007)

**The following oral order of the Court was passed by Jagdish
Bhalla, Acting C.J.**

**We heard Mr. B.P.Rao, counsel for the petitioner and Shri Amit
Choudhary, counsel for the Railway Administration, on admission.**

This writ petition is directed against the order dated 20th July, 2006 passed in Original Application No. 872 of 2005 (hereinafter referred to as O.A.) whereby the petitioner has been denied her son's appointment on compassionate ground due to her being second wife. The Tribunal dealt with the matter with speaking order and has rightly come to the conclusion that under the statutory circular of the Railway Board, the petitioner's son is not entitled as the petitioner is the second wife and no permission was allowed to the deceased late Budhram Sendre for marrying second time being in Railway service.

We do not find any ground to show interference. Even learned counsel for the petitioner could not substantiate any ground to warrant interference with the order passed by the Tribunal.

Accordingly, we dismiss the writ petition.

Sd/-
Acting Chief Justice

Sd/-
Dilip Raosaheb Deshmukh
Judge

Anjani